

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.2650 of 2019**

Somu Gopal, aged about 32 years, S/o Shri Munna Gopal, R/o Near Vriddha Aashram, Subhash Nagar, Telibandha, Raipur (CG).

---- Applicant**Versus**

State of Chhattisgarh, through Police Station Telibandha, Raipur (CG).

---- Non-applicant

For Applicant : Mr. S.S. Masih, Adv. on behalf of Mr.N. Naha Roy, Advocate
 For Non-applicant : Ms. Sangeeta Mishra, Govt. Advocate

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

16.04.2019

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No.165/2019 registered in Police Station Telibandha, Raipur for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 28.03.2019, 5.580 bulk liters foreign liquor has been seized from the applicant.
4. Counsel for the applicant argued that the applicant is innocent and has been falsely implicated in the present case hence he may be released on bail.
5. On the other hand, counsel for the State opposed the bail application. She further submits that previously three cases, out of which, two cases under IPC and one case under Excise Act have already been registered against the applicant.
6. Looking to the above facts and circumstances of the case, the application is allowed. It is ordered that if the applicant furnishes two solvent sureties each for a sum of Rs.25,000/- along with one personal bond of Rs.50,000/- to the satisfaction of the concerned Trial Court with the condition that will not involve himself in any of the crime in future, he be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-